

01/10/01
JC987 U.S. PRO

01-10-01

A
A
Docket # PF-0358-1 DIV

"Express Mail" mailing label number EL 743 380 530 US. I hereby certify that this document and referenced attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, addressed to: Commissioner for Patents, Box Patent Application, Washington, D.C. 20231 on January 10, 2001.

By: Nancy Ramos

Printed: Nancy Ramos

JC987 U.S. PRO
09/950498
01/10/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.53(b)

Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

Dear Sir:

This is a request for filing a **DIVISIONAL** application under 37 CFR 1.53(b) of pending prior application Serial No.08/928,442, filed on September 12, 1997 , entitled AUTOANTIGEN-LIKE PROTEIN.

1. Enclosed is a specification corresponding to the prior application, U. S. Application Serial No.08/928,442 filed September 12, 1997, including the oath or declaration as originally signed. The specification does not contain any subject matter that would have been new matter in the prior application.
2. With regard to the requirement of 37 CFR 1.821(e) which requires that a copy of the Sequence Listing in computer readable form (CRF) be submitted, Applicants state that the paper copy of the Sequence Listing for the instant divisional application is identical with the computer readable form filed with Serial No. 08/928,442, filed September 12, 1997, to which priority is claimed. In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed with U.S. Application Serial No. 08/928,442 as the computer readable form for the instant divisional application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant divisional application.
3. Cancel in this application original claims 21-31 of the application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
4. The inventor(s) of the invention being claimed in this application is (are): Preeti Lal, Neil C. Corley, Y. Tom Tang.
5. In accordance with 37 CFR 1.63(d) a copy of the originally signed declaration showing

applicant's/applicants' signature(s) as filed on September 12, 1997 is enclosed.

6. Amend the specification by inserting after the title: "This application is a divisional application of U.S. application serial number 08/928,442, filed September 12, 1997, all of which applications and patents are hereby incorporated herein by reference."
7. The filing fee is calculated below:

Claims	Number Filed	Minus	Number Extra	Other Than Small Entity Rate	Basic Fee	
					\$710.00	
Total Claims	20	-20	0	x \$18		\$0
Indep. Claims	3	-3	0	x \$80		\$0
<input type="checkbox"/> Multiple Dependent Claim(s), if any				+ \$270	\$	

TOTAL FILING FEE \$ 710.00

8. An extension of time in the above-named prior application has been requested and the fees therefore have been authorized in said application.
9. Please charge Deposit Account No. 09-0108 in the amount of \$ 710.00.

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 09-0108.

A **duplicate** copy of this Request is enclosed.

10. New formal drawings are enclosed.
11. The prior application is assigned of record to Incyte Pharmaceuticals, Inc, recorded on September 12, 1997, at reel 8711/frame 0121.
12. A preliminary amendment is enclosed.
13. Also enclosed Information Disclosure Statement, PTO-1449 .
14. The power of attorney of the prior application is to:

Lucy J. Billings
Michael C. Cerrone

Reg. No. 36,749
Reg. No. 39,132

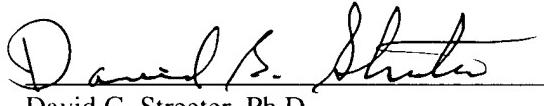
X The associate power of attorney in the prior application is to:

Colette C. Muenzen	Reg. No. 39,784
Lynn E. Murry	Reg. No. 42,918
Sheela Mohan-Peterson	Reg. No. 41,201
Leanne C. Price	Reg. No. 42,090
David G. Streeter	Reg. No. 43,168
Karen J. Zeller	Reg. No. 37,071

- a. X An associate power of attorney is attached.
- b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. X Address all future correspondence to:

INCYTE GENOMICS, INC.
PATENT DEPARTMENT
3160 Porter Drive
Palo Alto, California 94304
Phone: (650) 855-0555, Fax: (650) 845-4166

Date: January 10, 2001, By:



David G. Streeter, Ph.D.
Reg. No. 43,168
Direct Dial Telephone: (650) 845-5741

- Inventor(s)
- Assignee of complete interest
- Attorney or agent of record
- Filed under 37 CFR 1.34(a)
- Registration number if acting under 37 CFR 1.34(a) _____.

"Express Mail" mailing label number EL 743 380 530 US. I hereby certify that this document and referenced attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated and is addressed to: Commissioner for Patents, Box Patent Application, Washington, D.C. 20231 on 1-10-01.

By: Nancy Ramos

Printed: Nancy Ramos

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lal et al.

Title: AUTOANTIGEN-LIKE PROTEIN

Serial No.: To Be Assigned Filing Date: Herewith

Examiner: To Be Assigned Group Art Unit: To Be Assigned

Official Draftsman

Commissioner for Patents
Washington, D.C. 20231

SUBMISSION OF FORMAL DRAWINGS

Sir:

Transmitted herewith are Figure(s) 1A, 1B, 1C, 1D, 2A, and 2B, as six (6) sheets of formal drawings for this application. Each sheet of drawing indicates the identifying indicia suggested in 37 CFR Section 1.84(c) on the reverse side of the drawings.

Applicants believe that no fee is due with this paper. However, if the Commissioner determines that a fee is necessary, the Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. **09-0108**. A duplicate copy of this communication is enclosed.

If there are any questions regarding the above, the Examiner is invited to call the undersigned at 650-855-0555.

Respectfully submitted,

INCYTE GENOMICS, INC.

David G. Streeter
David G. Streeter, Ph.D.
Reg. No. 43,168
Direct Dial Telephone: (650) 845-5741

3160 Porter Drive
Palo Alto, California 94304
Phone: (650) 855-0555
Fax: (650) 845-4166